



Atty. Dkt. No. 029318-0973

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: H. William Bosch et al.

Title: NOVEL NIMESULIDE COMPOSITIONS

Appl. No.: 10/697,703

Filing Date: 10/31/2003

Examiner: Unassigned

Art Unit: 1615

**INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56**

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Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of documents known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56. A copy of each listed document is being submitted to comply with the provisions of 37 CFR §1.97 and §1.98, except as noted below.

The USPTO has waived the requirement under 37 CFR 1.98(a)(2)(i) to submit copies of U.S. patents and U.S. patent application publications when citing and submitting an Information Disclosure Statements in a patent application filed after June 30, 2003 and in an international application that has entered the national stage under 37 USC §371 after June 30, 2003. Accordingly, copies of these types of documents are not being supplied in connection with this application. Reference is being made to Pre-OG Notice from Office of Patent Legal Administration dated July 25, 2003, *Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications filed after June 30, 2003.*

Documents A111 – A117 were cited by or submitted to the U.S. PTO in parent application Serial No. 10/276,400, filed 01/15/2003. As provided in 37 CFR §1.98(d), copies of the documents are not being provided since they were previously submitted to the United States Patent & Trademark Office in the above-identified parent application.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

The relevance of the listed documents is explained in the specification of the present application or in the parent application.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date April 1, 2004

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1 of 4

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Application Number	10/697,703
Filing Date	10/31/2003
First Named Inventor	H. William Bosch et al.
Group Art Unit	1615
Examiner Name	Unassigned
Attorney Docket Number	029318-0973

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
A1	4,178,695			ERBEIA	12/18/1979	
A2	4,616,047			LAFON	10/07/1986	
A3	4,642,903			DAVIES	02/17/1987	
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Examiner Signature

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ²See attached Kinds of U.S. Patent Documents. ³Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document.

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INFORMATION DISCLOSURE
STATEMENT BY APPLICANT

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Application Number	10/697,703
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Group Art Unit	1615
Examiner Name	Unassigned

Attorney Docket Number 029318-0973

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of

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Examiner
SignatureDate
Considered

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Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
Sheet	3	of	4	Application Number	10/697,703
				Filing Date	10/31/2003
				First Named Inventor	H. William Bosch et al.
				Group Art Unit	1615
				Examiner Name	Unassigned
				Attorney Docket Number	029318-0973

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Examiner Initials*	Cite No. ¹	Foreign Patent Document			Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁶
		Office ³	Number ⁴	Kind Code ⁵ (if known)				
A111	WO	98/46215	A1	CIMA LABS INC.	10/22/1998			
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A113	WO	96/13251		SCHERER	05/09/1996			
A114	WO	96/24339		NANOSYSTEMS	08/15/1996			
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A117	WO	01/45674		COCENSYS	06/28/2001			
A118	WO	02/098565		ELAN PHARMA INTERNATIONAL LTD.	12/12/2002			

Examiner Signature

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NON PATENT LITERATURE DOCUMENTS

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